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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

JKG FITNESS, INC., *et al.* dba Planet Fitness,

Plaintiff,

vs.

BROWN & BROWN OF COLORADO, INC., a
Colorado Corporation; FITNESS INSURANCE,
a division of BROWN & BROWN OF
COLORADO INC., a Colorado Corporation
DOES I through X, inclusive; and ROE
CORPORATIONS I through X, inclusive,

Defendants.

Case No.: 2:23-cv-01800-JAD-MDC

**STIPULATION AND ORDER TO
MODIFY AND EXTEND BRIEFING
SCHEDULE ON MOTION TO STAY
(ECF No. 25)**

[FIRST REQUEST]

Pursuant to LR IA 6-1 and 6-2, defendant BROWN & BROWN OF COLORADO, INC. (“B&B”) and plaintiff JKG FITNESS, INC., *et al.* dba Planet Fitness (“JKG”), by and through their respective counsel, hereby stipulate and agree as follows:

WHEREAS, on August 9, 2024, B&B filed a Motion to Stay Proceedings Pending Resolution of Related Litigation (the “Motion”) (ECF No. 25);

WHEREAS, a hearing on the Motion has not been scheduled;

WHEREAS, pursuant to the schedule set forth in LR 7-2, JKG’s deadline to oppose the Motion is **August 23, 2024** and B&B’s deadline to file a reply in further support of the Motion is **August 30, 2024**;

WHEREAS, the parties have met and conferred and discussed the aforementioned briefing schedule and deadlines regarding the same, and have agreed and hereby stipulate as follows:

- JKG shall have until **August 30, 2024** to file its opposition to the Motion; and
- B&B shall have until **September 13, 2024** to file its reply in further support of the Motion.

WHEREAS, the parties agree that good cause exists for the requested extensions based upon pre-planned summer vacation schedules and counsel's existing scheduling commitments in this and other matters. This request is not sought for any improper purpose or delay. This is the parties' first request for extension of the briefing schedule.

WHEREFORE, the parties respectfully request that this Court extend the current deadlines as set forth herein.

DATED this 16th day of August 2024.

DATED this 16th day of August 2024.

DUANE MORRIS LLP

MAIER GUTIERREZ & ASSOCIATES

/s/ Daniel B. Heidtke

/s/ Margaret E. Schmidt

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dba Planet Fitness*

ORDER

IT IS SO ORDERED.



Hon. Maximiliano D. Couvillier III
United States Magistrate Judge

DATED: 8/19/2024